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**UNITED STATES DISTRICT COURT
 CENTRAL DISTRICT OF CALIFORNIA**

ANTHONY BENAVIDES, individually and on behalf of all
 others similarly situated,

Plaintiff(s)

v.

KELLOGG COMPANY, a Delaware Corporation;
 KELLOGG USA, INC., a Michigan Corporation;
 KELLOGG SALES COMPANY, a Delaware Corporation;
 and DOES 1 through 10, inclusive,

Defendant(s).

CASE NUMBER

CV10-02294-JST-PJW

**SETTLEMENT PROCEDURE SELECTION:
 REQUEST AND NOTICE**

Pursuant to Local Rule 16-15, the parties recommend that the Court approve the following settlement procedure:

- ☒ **SETTLEMENT PROCEDURE NO. 1** - The parties shall appear before the
☒ district judge *or* ☐ magistrate judge assigned to the case for such settlement proceedings as
 the judge may conduct or direct.
- ☐ **SETTLEMENT PROCEDURE NO. 2** - The parties shall appear before an
 attorney selected from the Attorney Settlement Officer Panel for all further
 settlement proceedings.
- ☐ **SETTLEMENT PROCEDURE NO. 3** - The parties shall appear before a retired
 judicial officer or other private or non-profit dispute resolution body for mediation-
 type settlement proceedings.

Dated: August 1, 2011 /s/ Sara Avila
 Attorney for Plaintiff Anthony Benavides

Dated: _____
 Attorney for Plaintiff _____

Dated: August 1, 2011 /s/ Kenneth Lee
 Attorney for Defendant Kellogg Company, et al.

Dated: _____
 Attorney for Defendant _____

Dated: _____
 Attorney for Defendant _____

**NOTE: The (ADR-01 ORDER): ORDER RE: SETTLEMENT PROCEDURE SELECTION: REQUEST AND NOTICE must
 be submitted with this Request.** If additional signatures are required, attach an additional page to this request.